

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Batoff, Jeffrey**

Serial No.: **10/085,394**

Group Art Unit: **3627**

Filed: **February 28, 2002**

Examiner: **Zeender, F.**

For: **INVENTORY CONTROL AND BALANCING SYSTEM**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RENEWED PETITION TO ACCEPT AN UNINTENTIONALLY DELAYED  
BENEFIT CLAIM UNDER 35 U.S.C. §120**

Sir:

1. Applicant respectfully renews its petition to the Commissioner to accept the unintentionally delayed claim for priority under 35 U.S.C. §120 in the above captioned patent application to International Application PCT/US01/30002, which (1) designated the United States of America; (2) was filed on September 26, 2001; and (3) was still pending on February 28, 2002, the date the present application was filed.
2. The required reference under 35 U.S.C. §120 that was indicated to be improper in the communication dated August 9, 2006 has been corrected in the amendment that is being filed on even date herewith.
3. The entire delay between the date that the claim was due under 37 C.F.R. 1.78(a)(2) or (a)(5) and the present date on which the claim is being filed was unintentional.
4. Payment for the surcharge of \$1370.00 as required in 37 C.F.R. 1.17(t) has already been made.

5. If the Petitions Examiner has any questions, he or she is respectfully invited to telephone the undersigned at 215-599-0600. Contact with the undersigned via electronic mail at [jknable@patentwise.com](mailto:jknable@patentwise.com) is hereby authorized<sup>1</sup> per MPEP 502.03.

Respectfully submitted,

/JLK/

John L. Knoble  
Registration No. 32,387

Date: September 28, 2006

KNOBLE YOSHIDA & DUNLEAVY, LLC  
Eight Penn Center- Suite 1350  
1628 John F. Kennedy Boulevard  
Philadelphia, PA 19103  
(215) 599-0600 Main  
(215) 599-0601 Fax  
[jknable@patentwise.com](mailto:jknable@patentwise.com)

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<sup>1</sup> Recognizing that Internet communications are not secure, I hereby authorize the USPTO to communicate with me concerning any subject matter of this application by electronic mail. I understand that a copy of these communications will be made of record in the application file.